

Senate File 2270

PAG LIN

SENATE FILE 2270

1 1
1 2
1 3 AN ACT
1 4 RELATING TO COUNTY RECORDS, INCLUDING THE FEES FOR RECORDED AND
1 5 ELECTRONIC TRANSACTIONS AND THE CONFIDENTIALITY OF VETERANS'
1 6 MILITARY RECORDS MAINTAINED BY THE COUNTY RECORDER AND PROVID-
1 7 ING AN EFFECTIVE DATE.

1 8
1 9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 10
1 11 Section 1. Section 331.605A, unnumbered paragraph 1, Code
1 12 2003, is amended to read as follows:

1 13 The recorder shall also collect a fee of one dollar for
1 14 each recorded transaction for which a fee is paid pursuant to
1 15 section 331.604 to be used exclusively for the purpose of
1 16 preserving and maintaining public records. The treasurer, on
1 17 behalf of the recorder, shall establish and maintain ~~an~~

~~1 18 interest-bearing account a county recorder's records~~
~~1 19 management fund~~ into which all moneys collected pursuant to
1 20 this section shall be deposited. Interest earned on moneys
1 21 deposited in the fund shall be credited to the county
1 22 recorder's records management fund. The recorder shall use
1 23 the moneys deposited in the ~~account~~ fund to produce and
1 24 maintain public records that meet archival standards, and to
1 25 enhance the technological storage, retrieval, and transmission
1 26 capabilities related to archival quality records. The
1 27 recorder may cooperate with other entities, boards, and
1 28 agencies to establish methods of records management, and
1 29 participate in other joint ventures which further the purposes
1 30 of this paragraph.

1 31 Sec. 2. Section 331.605C, subsections 2, 3, and 4, Code
1 32 Supplement 2003, are amended to read as follows:

1 33 2. Beginning July 1, 2004, the recorder shall collect a
1 34 fee of one dollar for each recorded transaction, regardless of
1 35 the number of pages, for which a fee is paid pursuant to
2 1 section 331.604 to be used for the purpose of ~~paying the~~
~~2 2 county's ongoing costs of maintaining the systems developed~~
~~2 3 and implemented under set forth in subsection 4.~~

2 4 3. The county treasurer, on behalf of the recorder, shall
2 5 establish and maintain ~~an interest-bearing account a county~~
2 6 recorder's electronic transaction fund into which all moneys
2 7 collected pursuant to subsections 1 and 2 shall be deposited.
2 8 Interest earned on moneys deposited in this fund shall be
2 9 computed based on the average monthly balance in the fund and
2 10 shall be credited to the county recorder's electronic
2 11 transaction fund.

2 12 4. The local ~~electronic~~ government electronic transaction
2 13 fund is established in the office of the treasurer of state
2 14 under the control of the treasurer of state. Moneys deposited
2 15 into the fund are not subject to section 8.33.
2 16 Notwithstanding section 12C.7, interest or earnings on moneys
2 17 in the local ~~electronic~~ government electronic transaction fund
2 18 shall be credited to the fund. Moneys in the local ~~electronic~~
2 19 government electronic transaction fund are not subject to
2 20 transfer, appropriation, or reversion to any other fund, or
2 21 any other use except as provided in this subsection. ~~The~~
~~2 22 treasurer of state shall enter into a contract with the Iowa~~
~~2 23 state association of counties affiliate representing county~~
~~2 24 recorders to hold the fund for the development,~~
~~2 25 implementation, and maintenance of a statewide internet~~
~~2 26 website for purposes of providing electronic access to records~~
~~2 27 and information recorded or filed by county recorders.~~ On a
2 28 monthly basis, the county treasurer shall pay ~~one dollar of~~
2 29 each fee collected pursuant to subsection 2 to the treasurer
2 30 of state for deposit into the local ~~electronic~~ government
2 31 electronic transaction fund. Moneys credited to the local
2 32 electronic government electronic transaction fund are
2 33 appropriated to the treasurer of state to be used for ~~contract~~
~~2 34 costs the purpose of paying the ongoing costs of maintaining~~
2 35 the statewide internet website developed and implemented under

3 1 ~~subsection 1. This subsection is repealed June 30, 2004.~~

3 2 Sec. 3. Section 331.605C, subsection 5, Code Supplement
3 3 2003, is amended by striking the subsection.

3 4 Sec. 4. Section 331.608, subsection 6, paragraph e, Code
3 5 Supplement 2003, is amended to read as follows:

3 6 e. When otherwise required by a department or agency of
3 7 the federal or state government or a political subdivision
3 8 thereof. The recorder shall make these records available to
3 9 the commission of veterans affairs. The commission and its
3 10 employees shall be subject to the same state and federal
3 11 confidentiality restrictions and requirements that are imposed
3 12 on the recorder.

3 13 Sec. 5. Section 331.608, subsection 6, paragraph f, Code
3 14 Supplement 2003, is amended by striking the paragraph.

3 15 Sec. 6. EFFECTIVE DATE. Sections 2 and 3 of this Act,
3 16 being deemed of immediate importance, take effect upon
3 17 enactment.

3 18
3 19

3 20 _____
3 21 JEFFREY M. LAMBERTI
3 22 President of the Senate

3 23 _____
3 24 CHRISTOPHER C. RANTS
3 25 Speaker of the House

3 26
3 27
3 28 I hereby certify that this bill originated in the Senate and
3 29 is known as Senate File 2270, Eightieth General Assembly.

3 30
3 31

3 32 _____
3 33 MICHAEL E. MARSHALL
3 34 Secretary of the Senate

3 35
4 1 Approved _____, 2004

4 2
4 3

4 4 _____
4 5 THOMAS J. VILSACK
4 6 Governor